

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

PAMELA G. CAPPETTA)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 3:08cv288
)	
GC SERVICES, LP)	
)	
Defendant.)	

LYNN LESTYK)	
BASIL LESTYK)	
on behalf of themselves and)	
those similarly situated)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 3:09cv598
)	
GC SERVICES, LP,)	
)	
Defendant.)	

JAMES THOMAS, on behalf of himself)	
and those similarly situated,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 3:09cv597
)	
GC SERVICES, LP,)	
)	
Defendant.)	

**PLAINTIFF'S MOTION FOR AGREED ORDER GRANTING PRELIMINARY
APPROVAL OF SETTLEMENT, CERTIFYING CLASSES FOR PURPOSES OF
SETTLEMENT, APPOINTING CLASS COUNSEL, DIRECTING
NOTICE TO THE CLASS AND SCHEDULING FAIRNESS HEARING**

Pursuant to Fed. R. Civ. P. 23(e) and Rule 7 of the Local Rules for the United States District Court for the Eastern District of Virginia, Plaintiffs, Pamela Cappetta, Lynn Lestyk,

and James Thomas, by counsel, on behalf of themselves and all members of the proposed Settlement Class, with the consent and agreement of Defendant, GC Services, LP, by counsel, respectfully move this Court for the entry of an Order (1) preliminarily approving a proposed class settlement, (2) certifying settlement classes for purposes of the proposed class settlement, (3) appointing class counsel, (4) approving the form and manner of notice proposed to be sent to all members of the settlement classes, (5) and scheduling a fairness hearing.

The terms of the settlement fully agreed between the parties are as stated in the Settlement Agreement attached hereto as Exhibit "A". The proposed class notice is as attached hereto as Exhibit "B." The proposed Order is as attached hereto as Exhibit "C."

In support of this motion, Plaintiffs rely on the arguments and authority set forth in the Memorandum filed contemporaneously with this Motion.

PAMELA CAPPETTA, LYNN LESTYK, AND
JAMES THOMAS

By: _____/s/
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CERTIFICATE OF SERVICE

I hereby certify that on the 29th day of November, 2010, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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